

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8129 OF 2005

Aba Kondiba Pawar	.. Applicant
Versus	
State of Maharashtra	.. Respondent

Mr.Rahul Thakur for applicant
Mr.S.S.Tatkare, A.P.P. for State.

CORAM : S.C.DHARMADHIKARI, J.
DATE : 23rd December 2005.

P.C.

. Heard Mr.Thakur for applicant and Mr.Tatkare, A.P.P. for State. Applicant has been arrested in connection with C.R.No.I-80 of 2005, which is registered at Nerul police station alleging offences punishable under section 498A, 304B and 34 I.P.C. Applicant has been arrested on 28th October 2005. It is not disputed that he is step father in law of the deceased and more particularly when the immediate in laws of

deceased have been enlarged on bail, the present applicant deserves similar treatment.

2. The learned Sessions Judge was in error in rejecting the application by making general and sweeping remarks. In the light of this following order:-

i) Applicant shall be released on bail in connection with C.R.No.I 80 of 2005 registered with Nerul police station in the sum of Rs.10,000/- with one/two sureties in the like amount.

ii) Applicant shall attend Nerul police station once a week every Friday between 5.00 p.m. and 7.00 p.m. till the charge sheet is filed.

iii) Applicant shall not directly or

indirectly make any inducement or threat to any prosecution witnesses and shall not in any manner tamper with prosecution evidence.

iv) Applicant shall cooperate with the learned Trial Judge for expeditious disposal of the trial. Any attempt by the applicant to delay the trial may be ground for cancellation of bail.

v) Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

vi) Application disposed of.

vii) Parties to act upon an authenticated copy of this order.

(S.C.DHARMADHIKARI, J)